

Rochester, NY

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

A&E TRANSPORTATION

Employer

and

UNITED FOOD AND COMMERCIAL  
WORKERS, DISTRICT UNION LOCAL ONE

Case 03-UD-000237

Union

and

BESS SEILS

Petitioner

**DECISION AND CERTIFICATION OF RESULTS OF ELECTION**

The National Labor Relations Board has considered objections to an election held June 17, 2011, and the hearing officer's report recommending disposition of them. The election was conducted pursuant to a Stipulated Election Agreement. The tally of ballots shows 89 eligible voters, 39 ballots cast in favor of withdrawing the authority of the bargaining representative to require, under its agreement with the Employer, that employees make certain lawful payments to the Union in order to retain their jobs, with 31 ballots cast against the proposition, and 3 challenged ballots, a sufficient number to affect the results.

No exceptions have been filed to the hearing officer's report within the time provided. Accordingly, the Board adopts the hearing officer's findings and recommendations, and finds that a certification of results of election should be issued.

## **CERTIFICATION OF RESULTS OF ELECTION**

**IT IS CERTIFIED** that a majority of the employees eligible to vote have not voted to withdraw the authority of United Food and Commercial Workers, District Union Local One, to require, under its agreement with the Employer, that employees make certain payments to the Union in order to retain their jobs, in conformity with Section 8(a)(3) of the Act, as amended.

Dated, Washington, D.C., March 26, 2012.

By direction of the Board:

/s/Henry S. Breiteneicher

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Associate Executive Secretary